IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL APPLICATION NO.1979 OF 2007

Smt. Malubai Vasant Chavan
& Anr. .... Petitioners
Vs.
The State of Maharashtra & Ors. .... Respondents

Shri S.P. Kadam for the Petitioners.

Shri S.S. Pednekar, APP, for the State.

CORAM: R.M.S. KHANDEPARKAR &
A.A. SAYED, JJ.

DATED: NOVEMBER 27, 2007

P.C:

The additional affidavit filed by the Principal Secretary, Home Department (Special) of the Government of Maharashtra, taken on record. Since the respondents have initiated appropriate proceedings against the officers who have misbehaved in the course of the investigation and as the State CID, after conclusion of the investigation, has already filed the charge-sheet, nothing survives in the matter. Suffice to observe that in case the petitioners still find any lapse on the part of the investigation agency, nothing prevents the petitioners from bringing the said fact to the notice of the concerned Court wherein the charge-sheet has been filed and to obtain the necessary order in terms of Section 173(8) of the Cr.P.C., if so warranted in the

facts and circumstances of the case. With these observations and while accepting the statement made on behalf of the respondents that appropriate action has been taken against the concerned officers, the petition is disposed of.

(A.A. Sayed, J.) (R.M.S.Khandeparkar, J.)

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